

ASSEMBLY BILL

No. 1011

Introduced by Assembly Members Richman and Canciamilla

February 20, 2003

An act to add Title 15.5 (commencing with Section 97000) to the Government Code, relating to infrastructure finance, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

AB 1011, as introduced, Richman. California Twenty-First Century Infrastructure Investment Fund: allocations.

Assembly Constitutional Amendment No. 11 of the 2001–02 Regular Session, added, subject to approval of the voters at the March 2, 2004, statewide election, Article XVI A to the California Constitution. The measure established the California Twenty-First Century Infrastructure Investment Fund in the State Treasury, and required, beginning in the 2006–07 fiscal year, a specified percentage of revenues to be transferred from the General Fund to the infrastructure fund according to a specified schedule. It required that the funds in the infrastructure fund be allocated by the Legislature for capital outlay purposes, of which 50% would be for acquisition, construction, rehabilitation, modernization, or renovation of state-owned infrastructure and 50% would be for acquisition, construction, rehabilitation, modernization, or renovation of local government infrastructure, excluding school districts and community college districts, with the Legislature to provide by law a method for the annual allocation of these funds to local governments.

This bill would declare the intent of the Legislature to set forth the ballot measure title and summary for the measure. It would also, subject

to the approval of the measure by the voters at the March 2, 2004, statewide election, set forth specified calculation and distribution formulas for funds transferred from the General Fund to the infrastructure fund pursuant to those provisions.

This bill would declare that it is to take effect immediately as an urgency statute.

Vote: ²/₃. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

SECTION 1. It is the intent of the Legislature to set forth the ballot measure title and summary for Resolution Chapter 185 of the Statutes of 2002.

SEC. 2. Title 15.5 (commencing with Section 97000) is added to the Government Code, to read:

TITLE 15.5. CALIFORNIA TWENTY-FIRST CENTURY
INFRASTRUCTURE INVESTMENT FUND

CHAPTER 1. GENERAL PROVISIONS

97000. It is the intent of the Legislature in enacting this title to implement the provisions of Article XVI A of the California Constitution.

97050. In calculating the amount of a reduction in the revenue transfer required pursuant to subdivision (a) of Section 3 of Article XVI A of the California Constitution, as specified in subdivision (e) of that section, the Director of Finance shall, in determining the amount in subparagraph (B) of paragraph (2) of subdivision (e) of that section, calculate an amount equal to the amount required to be applied for the support of school districts and community college districts pursuant to Section 8 of Article XVI of the California Constitution for the prior fiscal year multiplied by the sum of 1.0 plus the percentage of growth in General Fund revenues from the prior to the current fiscal year based on the estimate contained in the Governor's May Revision proposal for the current fiscal year.

CHAPTER 2. LOCAL DISTRIBUTION

97100. The Director of Finance shall distribute funds allocated to local governments from the California Twenty-First Century Infrastructure Investment Fund pursuant to subdivision (b) of Section 5 of Article XVI A of the California Constitution, as follows:

(a) Fifty percent of the total shall be distributed to cities and counties for transportation purposes according to the allocation formula set forth in Section 7104 of the Revenue and Taxation Code, except that this distribution shall not be repealed on the repeal date of that section.

(b) Fifteen percent of the total shall be distributed to state competitive grant programs for cities, counties, cities and counties, water districts, or wastewater agencies, for water supply, water recycling, wastewater, or stormwater projects.

(c) Fifteen percent of the total shall be distributed to cities, counties, cities and counties, park districts, or conservancies for parks and open space, according to the formulas developed pursuant to Sections 5096.332 and 5096.333 of the Public Resources Code. Each city or district, as applicable, shall be entitled to a minimum allocation of twenty thousand dollars (\$20,000) and each county, as applicable, shall be entitled to a minimum allocation of one hundred thousand dollars (\$100,000).

(d) (1) Twenty percent of the total shall be distributed to cities and counties on a percapita basis, with 75 percent of this amount going to cities and 25 percent of this amount going to counties, as a block grant for transportation, water, or open space projects.

(2) Each city receiving funds pursuant to this subdivision shall be entitled to a minimum allocation of twenty thousand dollars (\$20,000), and each county shall be entitled to a minimum allocation of one hundred thousand dollars (\$100,000).

CHAPTER 3. STATE DISTRIBUTION

97200. Twenty percent of the total funds allocated to the state from the California Twenty-First Century Infrastructure Investment Fund pursuant to subdivision (a) of Section 5 of Article XVI A of the California Constitution, shall be dedicated to state

1 park capital projects and open space acquisition, as determined by
2 the Director of Finance.

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4 CHAPTER 4. OPERATION OF TITLE

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6 97300. This title shall become operative only if Article
7 XVI A of the California Constitution, as added by Resolution
8 Chapter 185 of the Statutes of 2002, is approved by the voters at
9 the March 2, 2004, statewide election.

10 SEC. 3. This act is an urgency statute necessary for the
11 immediate preservation of the public peace, health, or safety
12 within the meaning of Article IV of the Constitution and shall go
13 into immediate effect. The facts constituting the necessity are:

14 In order that provisions of this act may meet specified deadlines
15 for the March 2, 2004, statewide election, it is necessary that this
16 act take effect immediately.

